

**UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

HARRY ASATO PAINTING, INC.,

Petitioner/Cross-Respondent,

vs.

NATIONAL LABOR RELATIONS
BOARD,

Respondent/Cross-Petitioner.

Case Number: 15-1400 (Consolidated
with 15-1466)

NLRB Nos. 20-CA-124382 and
20-CA-125517

JOINT MOTION FOR EXTENSION
OF BRIEFING DEADLINES TO
ACCOMMODATE A PENDING
SETTLEMENT; CERTIFICATE OF
SERVICE

**JOINT MOTION FOR EXTENSION OF BRIEFING DEADLINES
TO ACCOMMODATE A PENDING SETTLEMENT**

Pursuant to Circuit Rule 27, Petitioner/Cross-Respondent Harry Asato Painting, Inc. (“Petitioner”) and Respondent/Cross-Petitioner National Labor Relations Board (“Respondent”) file this joint motion to extend briefing deadlines by thirty days to allow the parties to finalize their pending settlement of the underlying dispute.

On February 25, 2016, the parties agreed to settle the underlying dispute via a Compliance Stipulation. One of the conditions of the Compliance Stipulation is that the parties shall voluntarily dismiss Petitioner’s Petition for Review, Case No. 15-1400, and Respondent’s Cross-Application for Enforcement

of an Order of the National Labor Relations Board, Case No. 15-1400 (“Consolidated Case”). The individual with authority to sign the Compliance Stipulation on behalf of Respondent is currently unavailable until March 1, 2016, the same day that Petitioner’s Opening Brief is due.

Extending the briefing schedule by thirty days would permit the parties work toward finalizing their settlement without having to incur the costs of briefing; would conserve judicial resources; and would avoid the parties incurring additional legal fees and expending additional judicial resources, if the Compliance Stipulation is signed and the Consolidated Case is voluntarily dismissed.

Therefore, the parties respectfully request that this Court grant the parties a 30-day extension of all briefing deadlines so that the parties can work toward finalizing the Compliance Stipulation.

DATED: Honolulu, Hawaii, February 29, 2016.

/s/ Barry W. Marr

Barry W. Marr (Bar No. 55494)
MARR JONES & WANG LLP
Pauahi Tower
1003 Bishop Street, Suite 1500
Honolulu, Hawaii 96813
Tel. No. (808) 536-4900
Fax No. (808) 536-6700
Email: bmarr@marrjones.com

Counsel for Petitioner/
Cross-Respondent
HARRY ASATO PAINTING, INC.

/s/ Linda Dreeben

Linda Dreeben
Robert Englehart
Kyle deCant
NATIONAL LABOR RELATIONS
BOARD
1015 Half Street SE
Washington, DC 20570-0001
Tel. No. (202) 273-2960
Fax. No. (202) 270-0191
Email: linda.dreeben@nlrb.gov

Counsel for Respondent/
Cross-Petitioner
NATIONAL LABOR RELATIONS
BOARD

CERTIFICATE OF SERVICE

I hereby certify that on February 29, 2016, a true and correct copy of the foregoing document was served by using the appellate CM/ECF system on the following:

Linda J. Dreeban, Deputy Associate General Counsel appellatecourt@nlrb.gov
Robert J. Englehart, Supervisory Attorney bob.englehart@nlrb.gov
Kyle Albert deCant kyle.decant@nlrb.gov
National Labor Relations Board
1099 14th Street, N.W.
Washington, D.C. 20570

DATED: Honolulu, Hawaii, February 29, 2016.

/s/ Barry W. Marr

Barry W. Marr (Bar No. 55494)
MARR JONES & WANG LLLP
Pauahi Tower
1003 Bishop Street, Suite 1500
Honolulu, Hawaii 96813
Tel. No. (808) 536-4900
Fax No. (808) 536-6700
Email: bmarr@marrjones.com

Counsel for Petitioner
HARRY ASATO PAINTING, INC.